


Form PTO-1390 (Rev. 02-2005)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER ABE-036										
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. 10/583314 Not yet assigned										
INTERNATIONAL APPLICATION NO. PCT/JP2004/008208	INTERNATIONAL FILING DATE June 11, 2004	PRIORITY DATE CLAIMED December 18, 2003											
TITLE OF INVENTION PACKAGING MACHINE AND WEIGHING APPARATUS			DATE June 15, 2006										
APPLICANT(S) FOR DO/EO/US Kenji NOUMI													
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:													
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). (41 pages and 14 sheets of drawings (Figs. 1-14)).             <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(C)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>													
Items 11 to 20 below concern document(s) or information included:													
<ol style="list-style-type: none"> <li>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input type="checkbox"/> A FIRST preliminary amendment.</li> <li>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information:             <table border="0" style="margin-left: 40px;"> <tr> <td>a. PCT/RO/101</td> <td>f. PCT/IB/308 (2<sup>nd</sup> Notice)</td> </tr> <tr> <td>b. PCT/ISA/210</td> <td>g. WO 2005/061329</td> </tr> <tr> <td>c. PCT/ISA/237</td> <td>h. Assertion to Entitlement to Small Entity Status</td> </tr> <tr> <td>d. PCT/IB/301</td> <td></td> </tr> <tr> <td>e. PCT/IB/304</td> <td></td> </tr> </table> </li> </ol>				a. PCT/RO/101	f. PCT/IB/308 (2 <sup>nd</sup> Notice)	b. PCT/ISA/210	g. WO 2005/061329	c. PCT/ISA/237	h. Assertion to Entitlement to Small Entity Status	d. PCT/IB/301		e. PCT/IB/304	
a. PCT/RO/101	f. PCT/IB/308 (2 <sup>nd</sup> Notice)												
b. PCT/ISA/210	g. WO 2005/061329												
c. PCT/ISA/237	h. Assertion to Entitlement to Small Entity Status												
d. PCT/IB/301													
e. PCT/IB/304													

U.S. Application No. Not yet assigned <b>10/583314</b>		International Application No. PCT/JP2004/008208		Attorney's Docket No. ABE-036	
				CALCULATIONS	PTO USE ONLY
The following fees are submitted:					
21. [XX] Basic National Stage Fee . . . . . \$300.00				\$ 300.00	
22. [XX] Examination fee If international preliminary examination report prepared by UPSTO and all claims satisfy provisions of PCT Article 33(1)-(4) . . . . . \$100.00 All other situations . . . . . \$200.00				\$ 200.00	
23. [XX] Search Fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority . . . . . \$100.00 International Search Report prepared and provided to the Office . . . . . \$400.00 All other situations . . . . . \$500.00				\$ 400.00	
TOTAL OF 21, 22 AND 23 =				\$ 900.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
National Stage Application Size Fee - If the specification and drawings exceed 100 sheets, the application size fee due is \$250.00 for each additional 50 sheets or fraction thereof.					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	7 - 20		x \$ 50.00	\$ 0.00	
Indep. claims	2 - 3		x \$ 200.00	\$ 0.00	
Multiple dependent claim(s) (if applicable)			+ \$ 360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 900.00	
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 450.00	
SUB TOTAL =				\$ 450.00	
Processing fee \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 450.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 490.00	
				Amount to be refunded:	\$
				charged	\$
<p>a. [XX] Payment in the amount of <u>\$490.00</u> is authorized by credit card (PTO-2038).</p> <p>b. [ ] Check in the amount of <u>\$*.00</u> to cover the above fees is enclosed.</p> <p>c. [ ] Please charge my Deposit Account No. <u>111833</u> in the amount of \$_____ to cover the above fees.</p> <p>d. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>111833</u>.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to review (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p>					
SEND ALL CORRESPONDENCE TO: KUBOVCIK & KUBOVCIK The Farragut Building Suite 710 900 17th Street, N.W. Washington, D.C. 20006			<p></p> <p>Signature Keiko Tanaka Kubovcik Name 40,428 Registration Number June 15, 2006 Date</p>		

KTK/jbf

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PCT

Intl.  
Appl. No. : PCT/JP2004/008208  
Applicant : Kenji NOUMI  
Intl. Appl.  
Filed : June 11, 2004  
TC/A.U. : Not Assigned  
Examiner : Not Assigned  
Dkt. No. : ABE-036  
Cust. No. : 20374

**TRANSMITTAL OF ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 15, 2006

Sir:

The applicant claims small entity status as provided under 37 CFR §1.27(a)(2). An executed Assertion of Entitlement to Small Entity Status is attached hereto.

In the event any fees are due in connection with this matter the Commissioner is authorized to debit our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



Keiko Tanaka Kubovcik  
Reg. No. 40,428

Atty. Docket No. ABE-036  
The Farragut Building  
Suite 710  
900 17th Street, N.W.  
Washington, D.C. 20006  
Tel: 202-887-9023  
Fax: 202-887-9093  
KTK/jbf

Enclosure: Assertion of Entitlement to Small Entity Status

ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS

Inventors: Kenji Noumi

Title of the Invention: Packaging Machine and Weighing Apparatus

☐ Filed: \_\_\_\_\_

☒ Submitted herewith

PLUS ONE TECHNO & Co., Ltd., the assignee of the entire right, title and interest in the above-identified application, is entitled to small entity status with respect to the above-identified application as a small business concern as defined under 37 C.F.R. 1.27 (a)(2).

Signature: Kenji Noumi

Name: Kenji Noumi

Date: 2006-4-28